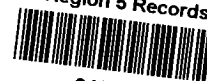




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

EPA Region 5 Records Ctr.



310873

REPLY TO THE ATTENTION OF:
DesPlaines Mobile Home Mercury Site

SEP 12 2008

BY PERSONAL DELIVERY

[REDACTED]

RE: DesPlaines Mobile Home Mercury
Superfund Site No. B5PV
General Notice of Potential Liability

Dear Mr. [REDACTED]

The United States Environmental Protection Agency (U.S. EPA) has documented the release or threat of release of hazardous substances, pollutants and contaminants into the environment from the above-referenced facility, and is planning to spend public funds to investigate and control these releases. This action will be taken by U.S. EPA pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. §9601 - 9675 (2008) (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499, 100 Stat. 1613 (1986) (SARA), unless U.S. EPA determines that such action will be done properly by a responsible party or parties. Responsible parties under CERCLA include the current and former owners and operators of the facility, persons who generated the hazardous substances, and persons who were involved in the transport, treatment, or disposal of the hazardous substances at the facility. Under Section 107(a) of CERCLA, where U.S. EPA uses public funds towards the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the facility, including investigation, planning, and enforcement costs.

U.S. EPA is currently conducting the following actions at the above-referenced facility:

1. Screening the mobile home and the surrounding property for mercury vapors;
2. Removing elemental mercury from soil and stairs using a mercury vacuum;
3. Washing stairs and walkway with mercury chelating agent Mersorb;
4. Bagging personal possessions and furniture and removing them from the mobile home;

5. Screening items for the presence of mercury vapors;
6. Cutting, bagging, removing and properly disposing of carpeting;
7. Vacuuming all elemental mercury from home;
8. Washing all sub floors with Mersorb;
9. Collecting and analyzing samples from inside the mobile home for mercury;
10. Transporting, processing and properly disposing of the mobile home and contaminated debris;
11. Removing contaminated HVAC system and appliances;
12. Screening soils for the presence of mercury vapors;
13. Excavating contaminated soil; and
14. Taking such other response actions to address releases or threatened releases of a hazardous substance, pollutant or contaminant that U.S. EPA determines may pose an imminent and substantial endangerment to the public health or the environment.

U.S. EPA has received information that you may have owned or operated the facility or generated or transported hazardous substances that were disposed of at the facility. By this letter, U.S. EPA notifies you of your potential liability with regard to this matter and encourages you, as a potentially responsible party, to agree to reimburse U.S. EPA for costs incurred to date and to voluntarily finance the response activities which U.S. EPA has determined or will determine are required at the facility. U.S. EPA is willing to discuss with you the entry of an appropriate administrative consent order under which you would perform or finance response activities and reimburse U.S. EPA for its costs. If a consent order cannot be promptly concluded, U.S. EPA may issue a unilateral order under Section 106 of CERCLA, requiring you to perform specified work. Under Sections 106 and 107 of CERCLA, you may be liable for reimbursement of U.S. EPA's costs, for statutory penalties, and for treble damages for noncompliance with such an order.

Because of the conditions described above, U.S. EPA has initiated response activities at the Site. Therefore, U.S. EPA does not intend to utilize the special notice procedures available under Section 122(e) of CERCLA.

As a potentially responsible party, you should notify U.S. EPA in writing within seven (7) days of receipt of this letter of your willingness to finance the activities described above and to reimburse U.S. EPA for its costs. Your response should be sent to:

Carol Ropski
U.S. EPA - Region 5
Emergency Enforcement Services Section SE-5J
77 West Jackson Boulevard
Chicago, IL 60604-3590

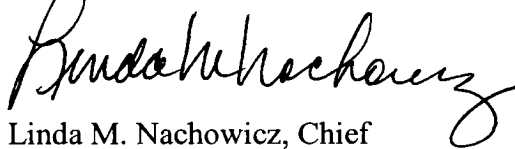
If U.S. EPA does not receive a timely response, U.S. EPA will assume that you do not wish to negotiate a resolution of your potential responsibility in connection with the facility and that you have declined any involvement in performing the response activities.

Your response should indicate the appropriate name, address, and telephone number for further contact with you. If you are already involved in discussions with State or local authorities or involved in a lawsuit regarding this facility, you may continue such activities as you see fit. This letter is not intended to advise you or direct you presently to restrict or discontinue any such activities already underway; however, you are advised to report the status of those discussions or actions in your response to this letter and to provide a copy of your response to any other parties involved in those discussions or actions.

If you need further information regarding this letter, you may contact Maria Gonzalez of the U.S. EPA Office of Regional Counsel at (312) 886-6630.

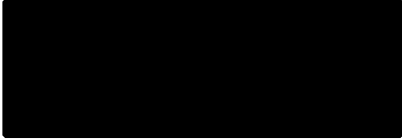
Due to the nature of the problem at this facility and the attendant legal ramifications, U.S. EPA strongly encourages you to submit a written response within the time frame specified herein. We hope you will give this matter your immediate attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda M. Nachowicz", written over a horizontal line.

Linda M. Nachowicz, Chief
Emergency Response Branch #2

LIST OF PRPs SENT GENERAL NOTICE LETTER



bcc: Maria Gonzalez, ORC (C-14J)
James Mitchell, (SE-5J)
John Maritote, EESS (SE-5J)
Carol Ropski, EESS (SE-5J)
John Kelley, Public Affairs (P-19J)

Michael T. Chezik
Regional Environmental Officer
Office of Environmental Policy and Compliance
Philadelphia Region
Custom House, Room 244
200 Chestnut Street
Philadelphia, PA 19106

Pat Thompson, PAAS (MF-10J)
Records Center (SMR-7J)

**REMOVAL PROGRAM
NOTICE LETTER
ROUTING SLIP
(REVISED OCTOBER 2007)**

DES PLAINES MOBILE HOME MERCURY SITE
(SITE NAME)

Please sign the Yellow and check your name off this page.

Then pass the document on to the next name.

Do not sign this page, SIGN THE YELLOW

	<u>NAME</u>	<u>MAIL CODE</u>
1. ERB ENFORCEMENT SPECIALIST	<u>Carol Ropski</u>	SE-5J ✓ 9-12-08
2. ERB ON-SCENE COORDINATOR	<u>Jim Mitchell</u>	SE-5J ✓ 9/12/08
3. EESS SECRETARY	<u>Akimi Cheng</u>	SE-5J
4. ORC STAFF ATTORNEY	<u>Maria Gonzalez</u>	C-14J ✓ 9/12/08
5. EESS SECRETARY	<u>Akimi Cheng</u>	SE-5J
6. EESS SECTION CHIEF	<u>Bill Messenger</u>	SE-5J ✓ meeting acting for 9-12-08
7. ERB BRANCH SECRETARY	<u>Cynthia Beck</u>	SE-5J
8. ERB#2 BRANCH CHIEF	<u>Linda Nachowicz</u>	SE-5J
9. RETURN TO SE-5J/EESS SECRETARY FOR MAILING TO PRPs AND DISTRIBUTION OF BCC LIST.		

DATE MAILED TO PRPs: _____

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BY PERSONAL DELIVERY

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heating
for

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Linda M. Nachowicz, Chief
Emergency Response Branch #2

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